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## FACSIMILE COVER SHEET

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FEB 22 2006

**Examiner:** Office of Initial Patent Examination  
 Customer Service Center

**Date:** February 22, 2006

**Client Code:** 3268.1003-004

**Facsimile No.:** 571-273-8300

**From:** David E. Brook, Esq.

**Subject:** Request for Corrected Filing Receipt

**Docket No.:** 3268.1003-004

**Applicant:** Kevin J. Tracey

**Application No.:** 10/535,267

**Filing Date:** November 22, 2005 (371[c] date)

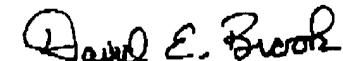
Number of pages including this cover sheet: 11

Please confirm receipt of facsimile: Yes X No       

**Sir:** On the Filing Receipt that we received on February 21, 2006, the number of independent claims is recorded incorrectly as "2." In fact, there are 4 independent claims in this application. Copies of the Filing Receipt, Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495 and the claims, as filed, are enclosed. Independent Claims 1, 10, 17 and 31 have been circled.

The Notice of Acceptance indicates an overpayment of \$200. This is incorrect, since the fees were properly paid for 4 independent claims. Please correct the USPTO records to show the independent claims as "4", charge Attorney Deposit Account 08-0380 for the \$200 that may have been incorrectly credited, and issue a corrected Filing Receipt indicating that these corrections have been made.

Respectfully submitted,



David E. Brook

Registration No. 22,592

@PFDdesktop\ODMA\MS\ODMA\HBSR05\Manage\007380,1

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APPL NO.	FILING OR 371 (C) DATE	ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/535,267	11/22/2005	1642	2180	3268 1003-004	13	45	2 4

CONFIRMATION NO. 6690

021005  
 HAMILTON, BROOK, SMITH & REYNOLDS, P C  
 530 VIRGINIA ROAD  
 P O BOX 9133  
 CONCORD, MA 01742-9133

## FILING RECEIPT

0C000000018044960

COPY

Date Mailed: 02/14/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria, Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Kevin J Tracey, Old Greenwich, CT.

Power of Attorney: The patent practitioners associated with Customer Number 021005

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US03/36975 11/19/2003  
 which claims benefit of 60/427,848 11/20/2002

## Foreign Applications

Projected Publication Date: 05/25/2006

Non-Publication Request: No

Early Publication Request: No

## Title

Use of hmgb polypeptides for increasing immune responses

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Preliminary Class

424

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but does not result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)), the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774), the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U S C 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U S C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,267	Kevin J. Tracey	3268.1003-004
		INTERNATIONAL APPLICATION NO
		PCT/US03/36975
021005 HAMILTON, BROOK, SMITH & REYNOLDS, P.C. 530 VIRGINIA ROAD P.O. BOX 9133 CONCORD, MA 01742-9133	IA FILING DATE	PRIORITY DATE
	11/19/2003	11/20/2002
<b>CCOPY</b> <b>CONFIRMATION NO. 6690</b> <b>371 ACCEPTANCE LETTER</b>  -OC000000018044961-		

Date Mailed: 02/14/2006

## NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are

<u>11/22/2005</u>	<u>11/22/2005</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received

- Copy of the International Application filed on 05/17/2005
- Copy of the International Search Report filed on 05/17/2005
- Copy of IPE Report filed on 11/22/2005
- Preliminary Amendments filed on 05/17/2005
- Biochemical Sequence Diskette filed on 05/17/2005
- Oath or Declaration filed on 11/22/2005
- Biochemical Sequence Listing filed on 05/17/2005
- U.S. Basic National Fees filed on 05/17/2005
- Power of Attorney filed on 11/22/2005
- Specification filed on 11/22/2005
- Claims filed on 11/22/2005

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- Abstracts filed on 11/22/2005
- Drawings filed on 11/22/2005
- Paper nucleotide sequence listings filed on 11/22/2005

The following defects have been observed

**SUMMARY OF FEES DUE**

Total additional fee(s) for this application is \$-200 for a large entity.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U S application no shown above (37 CFR 1.5)

**PAULETTE R KIDWELL**  
Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

FORM PCT/DO/EO/903 (371 Acceptance Notice)

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